



MIAMI-DADE COUNTY FINAL OFFICIAL MINUTES Metro Miami Action Plan Trust

Office of the Metro Miami Action Plan
19 West Flagler Street
Mezzanine Room 106
Miami, Florida 33128

Meeting Date:

September 28, 2006
12:30 P.M.

Prepared by:

Harvey Ruvin, Clerk
Board of County Commissioners

Kay Madry Sullivan, Director
Clerk of the Board Division

Reporter:

Mary Smith-York, Commission Reporter
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**METRO-MIAMI ACTION PLAN TRUST
MEETING OF SEPTEMBER 28, 2005**

The Metro-Miami Action Plan (MMAP) Trust convened at the Office of Metro-Miami Action Plan, 19 West Flagler Street, Mezzanine Room #106, on September 28, 2005 at 12 :28 p.m. The following Trust members were present: Chairperson John T. Jones, Jr., Mr. Arthur Barnes, Mr. Tony E. Crapp, Jr., Ms. Veldrin Freeman, Ms. Beverly Kovach, Mr. Benedict P. Kuehne, Ms. Calvetta Phair, Dr. Marty Pinkston, Mr. Herbert Robinson, Dr. Marzell Smith, Mr. Daniel A. Wick, Jr., and Mr. Hannie L. Woodson (Trust members Mr. Thomas B. Donaldson, Mr. Robert Holland, Ms. Marie B. Hyppolite, Ms. Greicy Lovin-Meighan, Mr. Omar Malone, Ms. Cynthia Stafford and Dr. Richard E. Williams were absent).

ROLL CALL:

Staff members present were: MMAP Trust Interim President/CEO Randall Carr; Mr. Jacob Berry, Ms. Cindy Campbell, Ms. Laverne Carlile, Mr. Jose Gonzalez, Ms. Joann Hicks, Ms. Natelege Powell, Mr. William Simmons, Ms. Angela Vaughns, Mr. Joey Walker; and Deputy Clerk Mary Smith-York.

Chairperson Jones called the meeting to order at 12:28 p.m. and welcomed everyone in attendance.

APPROVAL OF MINUTES

Upon consideration of the July 11, 2003 meeting minutes, a brief discussion ensued regarding Trust members who were hesitant to approve these minutes because they were not members of the Trust when that particular meeting took place.

It was moved by Dr. Pinkston that the signature of Chairperson Jones be affixed to the July 11, 2003 meeting minutes as approval. This motion was seconded by Mr. Barnes, and upon being put to a vote, passed by a vote of 10-0. (Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Mr. Robinson, Ms. Stafford and Dr. Williams were absent).

It was moved by Mr. Barnes that the minutes of the July 6, 2005 Trust meeting be approved as presented. This motion was seconded by Mr. Crapp, and upon being put to a vote, passed by a vote of 10-0 (Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Mr. Robinson, Ms. Stafford and Dr. Williams were absent).

It was moved by Mr. Crapp that the minutes of the September 15, 2004 Trust meeting be approved as presented. This motion was seconded by Mr. Woodson, and upon being put to a vote, passed by a vote of 10-0 (Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Mr. Robinson, Ms. Stafford and Dr. Williams were absent).

It was moved by Ms. Kovach that the minutes of the July 22, 2005 Trust Retreat meeting be approved as presented. This motion was seconded by Dr. Pinkston, and upon being put to a vote, passed by a vote of 10-0 (Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Mr. Robinson, Ms. Stafford and Dr. Williams were absent).

It was moved by Mr. Barnes that the minutes of the June 15, 2005 Trust meeting be approved as presented. This motion was seconded by Mr. Wick, and upon being put to a vote, passed by a vote of 10-0 (Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Mr. Robinson, Ms. Stafford and Dr. Williams were absent).

Following his comment that the Trust had approved the minutes presented on today's agenda in good faith, it was moved by Dr. Smith that the right to challenge issues in connection with said minutes be reserved. This motion was seconded by Dr. Pinkston, and upon being put to a vote, passed unanimously by those members present.

SETTING OF THE AGENDA:

The following changes were requested for today's agenda:

Additional Trust Action Items:

- #6 - Economic Development Increase from 8% to 16%;
- #7- Barrington Irving's Around the World Aviation Tour;
- #8- MOA for the Retention of Becker Poliakoff's Legal Services;
- #9- MOA – President/CEO Ad Costs
- #10-Establishment of a budget for the Public Relations Committee; and
- #11- Retreat Follow-Up Meeting

Additional Community Economic Development Action Committee Item:

- Presentation by Stone's Throw Organization Representatives

Additional Minutes for Approval:

- July 11, 2003;
- September 15, 2004; and
- June 15, 2005.

There being no objections, the foregoing changes were accepted and the Trust commenced consideration of today's agenda, as amended.

Chairperson Jones asked that only Action Committee Reports be presented until a quorum was present, at which time the Trust would consider action items.

I. MONTHLY STATUS REPORTS

A. Action Committees

1. Criminal Justice Sensitivity Action Committee

- A. Chairperson Jones distributed a letter from the Office of the Attorney General Coordinator Daniel A. Gilmore inviting the MMAP Trust to serve as co-host at the 2006 National Conference on Crime Prevention in the Black Community, in Miami, Florida from May 31, 2006 through June 3, 2006, and noted the Trust would have the opportunity to highlight its Teen Court Program on a national level during the conference. Chairperson Jones requested that members of the Public Relations and Criminal Justice Committees attend the first Host Committee meeting

on October 3, 2005, at 1:30 p.m. in the Watson Island Room of the Marriott Miami Biscayne Bay Hotel.

Ms. Pinkston asked that she be included in the planning committee.

- B. Staff member Cindy Campbell requested that the Trust members participate in the Hurricane Relief Fund effort launched by the children of the Martin Luther King Jr. (MLK) Academy. She stated contributions were needed as soon as possible to reach a goal of \$500 and that funds collected would be added to funds already collected and held in the Academy's PTA Account.

Ms. Campbell reported that after learning of the illness of Mrs. Coretta Scott King, the students of the MLK Academy had written a letter to her in which they wished her a speedy recovery.

Mr. Barnes, Mr. Woodson, and Ms. Freemon each pledged a \$100 donation to the Hurricane Relief Fund.

2. Education Action Committee

Dr. Smith provided an overview of the Education Action Committee (EAC) report included in today's agenda package. There being no questions or comments in response, he then presented a letter from the EAC outlining issues concerning the lease and condition of the building that housed the Martin Luther King Leadership Academy. Dr. Smith expressed concern with housing students in the building in its current condition and asked Trust members to provide feedback on ways to address this issue. Dr. Smith emphasized the need to resolve this matter quickly in order to ensure the safety of the children who attended the Academy.

Chairperson Jones asked Mr. Carr to report back to the Trust with the names of staff members assigned to address the concerns submitted by Dr. Smith during the Executive Committee meeting on next Wednesday (10/5/05).

Mr. Daniel Wick volunteered to assist staff in resolving the issues.

Following discussion among Trust members concerning the foregoing issue, Mr. Carr pointed out that some concerns had been corrected since the last Trust meeting.

Chairperson Jones asked staff to provide a written report outlining all requested repairs and to identify those repairs that had already been made at the next Executive Committee Meeting on Wednesday (10/05/05), .

Dr. Pinkston asked that the report include a listing of the expected completion date for each outstanding repair.

Ms. Freemon suggested that future Trust meeting packages include minutes from the previous meeting.

3. Community Economic Development Action Committee

a. Presentation by Stone's Throw Organization Representatives

Mr. Marvin Weeks, representing Timbuktu Marketplace, Inc. appeared before the Trust and presented an oral proposal requesting funds for the "Stone's Throw" project. He described how the project would operate and gave account of its economic development aspect. Mr. Weeks requested \$25,000 in funding from the MMAP Trust to help provide exposure and recognition for artists within the inner city.

Discussion ensued among Trust members regarding funding already provided to the Timbuktu Marketplace organization during this current fiscal year. Members expressed concern that this request came before the Board without a recommendation from the Executive Committee.

Mr. Weeks pointed out that his organization, in partnership with Kareem Ventures, had previously received funding for the Overtown project.

Following a brief discussion among Trust members, it was moved by Mr. Kuehne that presentation of the foregoing proposed item be deferred and that it be forwarded to the Executive Committee for review. This motion was seconded by Dr. Pinkston, and upon being put to a vote, passed by a vote of 10-0 (Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Mr. Robinson, Ms. Stafford and Dr. Williams were absent).

Mr. Barnes advised Trust members that Mr. Weeks had appeared before the Executive Committee twice and had provided the foregoing proposal along with an itemized budget.

Further discussion ensued regarding what action the Trust should take since this proposal had been presented before the Executive Committee already. It was moved by Mr. Crapp that the Trust reconsider its action on the foregoing proposed item. This motion was seconded by Ms. Freemon and upon being put to a vote, this motion passed unanimously by those members present.

Mr. Kuehne withdrew his previous motion to defer the item and Dr. Pinkston withdrew her second.

Mr. Crapp asked that Mr. Weeks provide a report detailing the benefits of the Stone's Throw project to the community's economic development.

Chairperson Jones asked that this report be provided in written format and be presented to the Executive Committee for review and a recommendation brought to the Trust.

Mr. Barnes acknowledged that Mr. Weeks had provided a written report for today's meeting that had not been distributed and that it would be forwarded to the Executive Committee meeting on Wednesday, October 5, 2005.

4. International Trade Committee

5. Action Committee – Staff Liaison Assignments

6. Legislative Action Committee

B. Units/Sections/Divisions

- 1. Fiscal Management**
- 2. MLK, Jr. Academy**
- 3. Teen Court**
- 4. Housing**
- 5. Economic Development**

II. PRESIDENT ITEMS**A. Action Items****B. Information Items**

- 1. Mobile Unit Schedule**
- 2. Risk Management Claim Activity report**
- 3. Peace in the Hood**

III. TRUST ITEMS**A. Action Items****1. Theodore R. Gibson Memorial Dinner – MOA**

It was moved by Dr. Smith that the Trust approve an allotment in the amount of \$120.00 from the Trust General Budget for the purchase of two (2) tickets (\$60.00 each) to sponsor the attendance of two (2) Trust members to the Theodore R. Gibson Memorial Fund Dinner on Sunday, October 16, 2005. This motion was seconded by Mr. Woodson, and upon being put to a vote, passed by a vote of 10-0 (Mr. Crapp, Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Ms. Stafford and Dr. Williams were absent).

2. MMAP HAP Satisfaction of Mortgages – MOA

Hearing confirmation that the individuals listed for each loan were the original recipients, it was moved by Mr. Keuhne that the Trust approve the satisfactions as stated. This motion was seconded by Mr. Wick, and upon being put to a vote, passed by a vote of 10-0 (Mr. Crapp, Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Ms. Stafford and Dr. Williams were absent).

3. Teen Court Appreciation Reception– MOA

Following a brief discussion among Trust members, Chairperson Jones noted the Teen Court Appreciation Reception would be funded from the Trust Account.

It was moved by Mr. Woodson that the Trust authorize an allotment in the amount of \$5,000.00 from the Trust Account to sponsor the Miami-Dade County Teen Court Appreciation Reception on Thursday, September 29, 2005. This motion was seconded by Dr. Pinkston, and upon being put to a vote, passed by a vote of 9-0 (Mr. Crapp, Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Ms. Stafford and Dr. Williams were absent).

Due to a possible conflict of interest, Mr. Kuehne abstained from voting on the foregoing motion.

4. FMU Contract – MOA

It was moved by Dr. Smith that the Trust authorize the MMAP Trust President/CEO to execute a contract with Florida Memorial University Entrepreneurial Institute in the amount of \$124,695.00 from the Education Committee Budget in order to continue economic developmental services during the period from October 1, 2005 to September 30, 2006. This motion was seconded by Ms. Kovach, and upon being put to a vote, passed by a vote of 9-0 (Mr. Crapp, Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Ms. Stafford and Dr. Williams were absent).

Dr. Pinkston abstained from voting on the foregoing motion due to conflict of interest.

5. Educational Workshop – MOA

Discussion ensued among Trust members concerning the availability of funds in the Education Action Committee (EAC)'s current budget. Chairperson Jones noted there were no funds available in the EAC budget but that the expense of the proposed workshop could be funded from the Martin Luther King, Jr. Academy (MLK) funds.

Mr. Kuehne expressed concern with funding workshops with the MLK Academy budget funds. Trust members made suggestions for alternate funding sources to cover the cost of this workshop within the FY 04-05 budget.

It was moved by Dr. Smith that the Trust authorize the MMAP Trust President/CEO to execute contracts in an amount up to \$14,000.00 from the Martin Luther King, Jr. Academy Funds to conduct educational workshops with an understanding that this account would be reimbursed from the Education Committee's FY 05/06 budget for the amount used. This motion was seconded by Dr. Pinkston, and upon being put to a vote, passed by a vote of 10-0 (Mr. Crapp, Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Ms. Stafford and Dr. Williams were absent).

6. Request for Economic Development Increase from 8% to 16%

Chairperson Jones read the foregoing proposed request into the record and provided a brief overview. He stated the increase would provide the Economic Development Division staff with resources needed to conduct research and to obtain proper supporting documentation on businesses that requested the MMAP Trust assistance.

It was moved by Mr. Barnes that the Trust approve the proposed request to increase the Economic Development budget from 8 percent to 16 percent. This motion was seconded by Mr. Woodson, and upon being put to a vote, passed by a vote of 10-0. (Mr. Crapp, Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Ms. Stafford and Dr. Williams were absent).

7. Barrington Irving's Around the World Aviation Tour

8. MOA for the Retention of Becker Poliakoff's Legal Services

Chairperson Jones read the foregoing proposed Memorandum of Approval (MOA) item into the record and noted it pertained to the Northside Metrorail Station (NMS). He provided a brief overview of the

request to retain the legal services of Becker Poliakoff to evaluate the legal issues involved in Developer Alta Mira Group's sublease termination.

Staff member William Simmons provided a status report on the development at the NMS and advised Trust members that legal council was needed for the termination procedures of the sublease.

Discussion ensued among Trust members regarding the financial impact and liability related to the proposed termination of Alta Mira Group's lease. Chairperson Jones provided an overview of the NMS development's historical background outlining the events leading to this current status. He advised that having failed to receive tax credits for development of the NMS, the Alta Mira Group had opted to buy out of the project. He explained that the foregoing proposed MOA authorized the Trust to retain the legal counsel of Becker and Poliakoff to determine the most prudent approach to pursue this matter.

It was moved by Mr. Kuehne that the Trust authorize an expenditure in an amount up to \$10,000 to retain Becker and Poliakoff at the same hourly rate that was in effect at the time the Northside Metrorail Station lease agreement was signed. This motion was seconded by Ms. Kovach, and upon being put to a vote, passed by a vote of 11-0. (Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Ms. Stafford and Dr. Williams were absent).

Mr. Kuehne asked staff to provide a preliminary report from Becker and Poliakoff on the status of the sublease termination at the next Executive Committee meeting.

9. President/CEO Ad Costs

It was moved by Mr. Robinson that the Trust authorize an allocation in an amount up to \$10,000 from the Trust Account for the cost of advertising the MMAP Trust President/CEO position in various local media outlets. This motion was seconded by Mr. Wick, and upon being put to a vote, passed by a vote of 11-0. (Mr. Donaldson, Mr. Holland, Ms. Hyppolite, Ms. Lovin-Meighan, Mr. Malone, Ms. Stafford and Dr. Williams were absent).

Discussion ensued among Trust members concerning the previous actions taken by the Trust regarding the former President/CEO and the Interim President/CEO. Members expressed a need for clarity on this issue.

Following a comment that the Trust's previous action to appoint Mr. Carr as Interim President/CEO had not been ratified by the County Attorney's Office yet, it was moved by Mr. Crapp that the Trust appoint Mr. Randal Carr as the Interim MMAP Trust President/CEO. This motion was seconded by Ms. Freemon for discussion.

It was moved by Mr. Kuehne that the foregoing item be deferred pending review of the audio recordings of the July 6, 2005 and July 22, 2005 Trust meetings. This motion was seconded by Mr. Barnes for discussion.

Mr. Kuehne expressed concern with the Trust considering items that had not been placed on the agenda. Following discussion regarding transcripts of the July meetings, Mr. Kuehne suggested hiring a

Certified Court Reporter to transcribe the portion of the audio recording pertaining to the MMAP Trust President/CEO with the cost being charged to the Trust.

10. Retreat Follow-Up Meeting

Staff member Ms. Hicks provided a brief overview of the foregoing proposed item. She noted that Mr. Champion, Retreat facilitator, had proposed October 17, 18, 20, or 21 as dates he was available to conduct a retreat follow-up presentation.

Chairperson Jones requested that staff send the list of available dates proposed by Mr. Champion to each Trust member in order that they might indicate a preference. He stated that the date selected by the majority of members would be chosen and that staff would secure a location for that date.

Discussion ensued during which Trust members requested the retreat follow-up be held on the same day as the Trust meeting and a recommendation to reschedule the Trust meeting to meet Mr. Champion's schedule was proposed.

10. Establishment of a budget for the Public Relations Committee

Chairperson Jones asked the Public Relations Committee to develop an itemized budget at its next meeting and forward it to the October 5, 2005 Executive Committee meeting for review. He also requested all other Committees to submit preliminary budgets for review at that same time (10/05) and to provide final budgets at the October 19, 2005 Trust meeting.

Mr. Kuehne suggested the Public Relations Committee be designated an Action Committee with an operating budget.

B. Informational Items

NON AGENDA ITEMS

1. Chairperson Jones recognized former MMAP Trust staff member Mr. McCloud in attendance at today's meeting and advised him that the Trust was still not in receipt of the County Attorney's written opinion regarding his request for reimbursement of loss income.

In response to Mr. McCloud's recommendation that the Trust grant the Executive Committee the authority to act on behalf of the Trust regarding this matter, Chairperson Jones stated this procedure must be addressed by the full Trust.

Regarding Mr. McCloud's comment concerning the City of Miami, Chairperson Jones stated that the City had indicated it would only accept the written opinion of the County Attorney.

2. Mr. Barnes requested that staff place all minutes approved during Trust meetings in a binder and make them available for reference during each meeting.

3. Staff member Ms. Cindy Campbell noted that at the last meeting Ms. Freemon had asked her to prepare a report regarding assistance to children in the CSI program with school uniforms. She provided a brief overview of the problems faced by those children. Following her report, Mr. Kuehne provided a check made payable to MLK Academy P.T.A. account in an amount to cover the cost of uniforms for those children.

Chairperson Jones suggested the Education Committee assign a representative to meet with the Sales Managers at Target stores to discuss possible match funds for the amount Ms. Campbell raises through donations for students in the CSI at the MLK Academy.

Mr. Kuehne recommended this issue be placed on the next Trust meeting agenda as a discussion item.

ADJOURNMENT

There being no further discussion to come before the Trust, the meeting was adjourned at 3:02 p.m.

John T. Jones, Jr., Chairperson
Metro Miami Action Plan Trust